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**From:** Shapiro, Mike [Shapiro.Mike@epa.gov]  
**Sent:** 5/9/2017 6:32:06 PM  
**To:** Greenwalt, Sarah [greenwalt.sarah@epa.gov]  
**CC:** Fotouhi, David [fotouhi.david@epa.gov]; Campbell, Ann [Campbell.Ann@epa.gov]; Best-Wong, Benita [Best-Wong.Benita@epa.gov]  
**Subject:** RE: WQS

Sarah,

We're setting up a briefing on these. They are connected in that Tribal Treaty rights interpretations are involved in all three cases. And you heard something about that yesterday. They are also all involved in litigation of different sorts. In Washington State our WQS decisions were finalized in the last administration. The outstanding litigation issue involves a claim by an environmental group that we did not fully address all of the standards we were obligated to issue. There are requests to reconsider the toxics standards from stakeholder groups based on the methodology we used, but not related to tribal treaty rights issues.

In Idaho, a consent agreement deadline is coming up to either approve the state's proposed human health criteria or promulgate federal standards. This is in response to litigation from an environmental group, and tribal treaty rights are implicated in our decisions.

Ann, did I miss anything?

Mike

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**From:** Greenwalt, Sarah  
**Sent:** Tuesday, May 09, 2017 12:23 PM  
**To:** Shapiro, Mike <Shapiro.Mike@epa.gov>  
**Cc:** Fotouhi, David <fotouhi.david@epa.gov>  
**Subject:** WQS

Mike, it has come to my attention that there are situations similar to the one we discussed yesterday w/r/t Maine's WQS in Idaho and Washington. I would like more info on those situations, please. Have we already taken action in those States? Is the action recent and, if so, in response to former political direction or guidance?

Appreciate your help on this.

**Sarah A. Greenwalt**  
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